



03/21/03

#6 Response (NE)  
2876  
4/30/03  
amr AF

Docket No.: 021XG

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box: AF; Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:  
March 20, 2003  
(date)  
Alan Israel  
Reg. No. 27,564

In re: Application of : Jerome SWARTZ  
Serial No. : 10/092,091 Art Group: 2876  
Filed : March 6, 2002 Examiner: L. Taylor  
For : POINT-OF-SALE SYSTEM WITH REAL-TIME  
DATABASE ACCESS AND PRINTING OF  
HUMAN-READABLE PRICE INFORMATION

New York, New York  
March 20, 2003

**RESPONSE UNDER C.F.R. SECTION 1.116 --  
EXPEDITED PROCEDURE**

Box: AF  
Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Official Action dated January 2, 2003, reconsideration of the rejection of main claim 30 as being obvious over U.S. Patent No. 4,676,343 to Humble in view of U.S. Patent No. 5,347,115 to Sherman is respectfully requested.

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Parent claim 30 is directed to the feature of printing "human-readable price" information on an adhesive label at a price information station, adhering the price label to a product to be purchased, and presenting the product with the price label adhered thereon to a check-out site.

In brief, each product to be checked out has its own price label by which a human is able to read the price of the respective product.

As noted in applicant's last response, Humble teaches the printing of a paper receipt of the type depicted in Fig. 8. The receipt has a summary of *all* the products to be purchased and is not adhered to any product. Instead, the paper summary receipt is carried by the customer through control gates 17 to a bagging area and eventually, if not misplaced, to a cashier 21.

In recognition that Humble's paper receipt is not affixed to any product, the Examiner relied on Sherman which indeed discloses a printer that prints labels. However, Sherman's labels are *not* printed with human-readable price information. Instead, as stated at col. 10, lines 37-39, Sherman's labels are printed with "barcode label" information, i.e., a machine-readable code.

Allowance of claim 30 and its dependent claims is respectfully requested.

Wherefore, a favorable action is earnestly solicited.

Respectfully submitted,

KIRSCHSTEIN, OTTINGER, ISRAEL & SCHIFFMILLER, P.C.

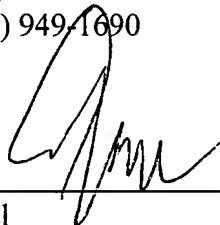
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